

HOUSE BILL 1163
By Buck

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 4, relative to controlled
substances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 4, is amended by
adding the following as a new, appropriately designated section:

39-17-4__.

A violation of § 39-17-417 that involves a substance listed in § 39-17-408(d)(2)
shall be punished one (1) classification higher than is provided in § 39-17-417(b)-(i) for
such violation if any one (1) of the following conditions is met:

- (1) Firearm found on the premises;
- (2) Possession, transportation, or disposal of materials involved in the
manufacture of an illegal controlled substance that created a substantial risk to human
health or safety or a danger to the environment;
- (3) A person under the age of thirteen (13) was present during the
manufacturing process; or
- (4) The manufacturing of an illegal controlled substance was to take place or did
take place within five hundred feet (500') of a residence, place of business, church or
school.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.